

Permitting & Assistance Branch Staff Report
New Solid Waste Facilities Permit for the
North SLO County Recycling and Transfer Station
SWIS No. 40-AA-0039
September 27, 2017

Background Information, Analysis, and Findings:

This report was developed in response to the operator's request for the California Department of Resources Recycling and Recovery's (Department) issuance of a new Solid Waste Facilities Permit (SWFP) for North SLO County Recycling and Transfer Station, Solid Waste Information System (SWIS) No. 40-AA-0039, located in an unincorporated area of Templeton, California and owned by B. Goodrow, Inc. and operated by North SLO County Recycling and Transfer Station, Inc. The Department serves as the Enforcement Agency for San Luis Obispo County. A copy of the proposed permit is attached. The report contains Permitting & Assistance Branch staff's analysis, findings, and recommendations.

The application for a new SWFP was received on July 10, 2017. Staff completed a review of the permit application package and found the application package to be complete and correct on August 8, 2017. Action must be taken on this permit no later than December 6, 2017. If no action is taken by December 6, 2017, the Department will be deemed to have issued the proposed new permit.

Proposed Permit:

The following are the key design parameters of the proposed project:

	Proposed Permit
Operator	North SLO County Recycling and Transfer Station, Inc.
Owner	B. Goodrow, Inc.
Facility Type	Large Volume Transfer/Processing Facility
Proposed Hours of Operation	Material Acceptance: 7:00 a.m. to 4:00 p.m. Monday - Saturday Material Processing, Cleaning, Maintenance: 6:00 a.m. to 9:00 p.m. Monday – Saturday
Proposed Maximum Tonnage	500 Tons per Day (see condition 17.d)
Proposed Traffic Volume	Traffic will be regulated pursuant to Title 14 CCR Section 17418.3
Proposed Area (acres)	4 acres
Design Capacity (tons per day)	500
Waste Types	Municipal Solid Waste, Organics, and Recyclables

Background:

The project site is currently used for the operation of a 174 ton per day (tpd) medium volume construction, demolition and inert debris processing facility (40-AA-0039) and a 99 tpd medium volume transfer/processing facility (40-AA-0040). The medium volume transfer/processing facility only accepts green material and green material mixed with food material.

Findings:

Staff recommends concurrence and issuance of the proposed new SWFP. All of the required submittals and findings required by Title 27 of the California Code of Regulations (27 CCR), Section 21685, have been provided and made. Staff has determined that the California Environmental Quality Act (CEQA) requirements have been met to support concurrence. The findings that are required to be made by the Department when reaching a determination are summarized in the following table. The documents on which staff's findings are based have been provided to the Branch Chief with this Staff Report and are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

27 CCR Sections	Findings	
21685(b)(1) LEA Certified Complete and Correct Report of Facility Information	The Department is the EA for this facility. Permitting and Assistance Branch (PAB) staff accepted the application package as complete and correct on August 8, 2017.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
21685(b)(2) LEA Five Year Permit Review	This is a new facility and a Permit Review Report is not required.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
21685(b)(3) Solid Waste Facility Permit	PAB staff prepared a proposed Solid Waste Facilities Permit on September 18, 2017.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
21685(b)(4)(A) Consistency with Public Resources Code 50001	Waste Evaluation & Enforcement Branch (WEEB) staff in the Jurisdiction Compliance Unit found the facility is identified in the Non-Disposal Facility Element, as described in their memorandum dated September 25, 2017.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
21685(b)(8) Operations Consistent with State Minimum Standards	WEEB staff in the Inspection and Enforcement Agency Compliance Unit conducted a pre-permit inspection on September 25, 2017, and found the facility to be in compliance with applicable state minimum standards. PAB staff determined that the design and operations described in the submitted Transfer Processing Report, dated February 2017 will allow the proposed facility to comply with State Minimum Standards. See Compliance History below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

27 CCR Sections	Findings	
21685(b)(9) LEA CEQA Finding	PAB staff determined that the application package received on July 10, 2017, is consistent with and supported by the existing CEQA documentation. See Environmental Analysis below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
21650(g)(5) Public Notice and/or Meeting, Comments	A Public Informational Meeting was held by PAB staff on September 6, 2017. PAB staff addressed oral comments. No written comments were received by PAB staff. See Public Comments below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
CEQA Determination to Support Responsible Agency's Findings	The Department was the lead agency under CEQA with respect to this project. PAB staff has determined that the CEQA record can be used to support the Branch Chief's action on the proposed new SWFP.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

Compliance History:

WEEB staff conducted a pre-permit inspection on September 25, 2017, and found the construction, demolition and inert debris processing facility (No. 40-AA-0039) and the medium volume transfer processing facility (No. 40-AA-0040) in compliance with applicable state minimum standards. During the past five years facility number 40-AA-0040, has remained in compliance with no violations. Facility number 40-AA-0039, has received two violations over the past five years.

- 2017 – No violations were noted.
- 2016 – No violations were noted.
- 2015 – No violations were noted.
- 2014 – No violations were noted.
- 2013 – (February) One violation of 14 CCR Section 17418.3 – Traffic Control.
- 2012 – (September) Three violations, 14 CCR 17415.2 – Fire Fighting Equipment, 14 CCR 17418.3 – Traffic Control, 14 CCR 17408 – Maintenance Program.

The violations were corrected to the satisfaction of WEEB staff.

Additionally, PAB staff determined that the design and operations as described in the submitted Transfer Processing Report, dated February 2017, would allow the proposed facility to comply with State Minimum Standards.

Environmental Analysis:

Under CEQA, the Department must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed SWFP before the Department concurs and issued the new SWFP. The Department is the Lead Agency for this proposed project, as well as the Enforcement Agency for San Luis Obispo County.

The proposed new SWFP will allow for the following:

- Combine the two existing Registration Tier Permits into a new Full Solid Waste Facility Permit as a Large Volume Transfer/Processing Facility.
- Allow the continuation of all existing operations, including those associated with the recycling facility.
- Increase the maximum daily permitted processing capacity from 273 tpd to 500 tpd (including source separated commingled residential and commercial recyclables).
- Add commercial food material, as defined under 14 CCR 17852(a)(20), and municipal solid waste, as defined under 14 CCR 18720(a)(40), to the list of materials permitted for processing and handling.
- Construction of a new fully enclosed commercial food material processing facility for the proposed commercial food material processing operations and the construction of a new tipping floor and covered awning for municipal solid waste processing operations and a new covered awning for the existing mixed green material/residential food material tipping floor to accommodate the expanded operations.
- Hours of operation will be open to the public between 7:00 a.m. and 4:00 p.m. Monday through Saturday and to conduct all processing operations, cleaning, and maintenance activities between 6:00 a.m. and 9:00 p.m. Monday through Saturday.
- Operate on 4 acres.

These activities are supported by the following environmental document:

The Department, acting as Lead Agency, prepared and circulated an Initial Study/Negative Declaration (IS/ND), State Clearinghouse No. 2017041027, for a 30 day comment period from April 7, 2017 to May 8, 2017. The project analysis concluded there are no significant impacts. The environmental document sufficiently describes the proposed transfer/processing activities and the continued operations at the facility. The IS/ND was adopted by the Chief of CalRecycle's PAB and a Notice of Determination (NOD) was filed with the State Clearinghouse on June 27, 2017.

The San Luis Obispo Air Pollution Control District (SLO APCD) had comments regarding the models used for determining thresholds for construction and operational phases of the proposed project. The modeling used for construction and operational phase were updated to the satisfaction of the SLO APCD. The Salinan Tribe of Monterey & San Luis Obispo Counties commented on the construction phase concerning buried cultural resources. It was noted that if any cultural resources are

inadvertently discovered during construction activities, the facility shall halt work immediately and notify the Salinan Tribe prior to continuing construction activities. The San Luis Obispo Council of Governments (SLOCOG) commented regarding the traffic at the site. SLOCOG agreed with the conclusion that potential impacts associated with traffic and transportation would be less than significant. The San Luis Obispo County Department of Planning and Building commented that they had no comments on the proposed project.

The Department has considered the Initial Study, Negative Declaration, and public comments. Based on its independent judgment and analysis, the Department finds that there is no substantial evidence that the project will have a significant effect on the environment. Department staff recommends the IS/ND is adequate for the Branch Chief's environmental evaluation of the proposed project and for the issuance of the new SWFP for those project activities which are within the Department's expertise and/or powers, or which are required to be carried out or approved by the Department.

The administrative record for the decision to be made by the Department, includes the administrative record, the proposed new SWFP and all of its components and supporting documentation, this staff report, the IS/ND, and other documents and materials utilized by the Department in reaching its decision to issue the new SWFP. The custodian of the Department's administrative record is Ryan Egli, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

Public Comments:

The project document availability, hearings, and associated meetings were noticed consistent with the SWFP requirements. PAB staff held a public informational meeting on September 6, 2017, at North SLO County Recycling, in the City of Templeton. Eight members of the public attended the meeting; oral comments received from the public with responses from PAB staff and operator are summarized below.

Public Meeting Oral Comments

Comment: Woodchips accumulating between the property fence line.

Response: Woodchips will be cleaned out between the fences. The inspector will monitor the accumulation of all debris between the two fences.

Comment: Windblown litter on neighbor's (Steve Rossi's property) site.

Response: It was noted that the operator has been doing a good job cleaning up any windblown litter.

Comment: Concern for odor affecting his property from the acceptance of food material.

Response: The operator noted that the proposed food material handling operations take place inside of an enclosed building. CalRecycle staff noted that odors at transfer stations are monitored by the San Luis Obispo Air Pollution Control District (SLO

APCD). Before commercial food material is accepted at the facility, a sign with the SLO APCD contact will be installed at the entrance of the facility.

No written comments were received by Department staff.

Department staff provided an opportunity for public comment during the CalRecycle Monthly Public Meeting on September 19, 2017. No further comments have been received by Department staff.